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5 CRAIG YATES, an individual;
 and DISABILITY RIGHTS ENFORCEMENT,
 6 EDUCATION, SERVICES:
 HELPING YOU HELP OTHERS,
 7 a California public benefit corporation,

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 CRAIG YATES, an individual; and
 11 DISABILITY RIGHTS, ENFORCEMENT,
 EDUCATION, SERVICES: HELPING
 12 YOU HELP OTHERS, a California public
 benefit corporation,

13 Plaintiffs,

14 v.

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 16 MILTON LAWRENCE FORMAN and
 BILLIE JEAN FORMAN, as CO-
 17 TRUSTEES of the FORMAN FAMILY
 TRUST DATED NOVEMBER 3, 1990
 18 a.k.a. THAI ISSAN
 Defendants.

CASE NO. CV-09-1190-BZ

STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER THEREON

21 The parties, by and through their respective counsel, stipulate to dismissal of this action in
 22 its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the
 23 Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own
 24 costs and attorneys' fees. The parties further consent to and request that the Court retain
 25 jurisdiction over enforcement of the Agreement. See Kokonen v. Guardian Life Ins. Co., 511 U.S.
 26 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement
 27 agreements).

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STIPULATION OF DISMISSAL AND ~~PROPOSED~~ ORDER THEREON YATES V. THAI ISSAN, et al. Case No. 09-1190-BZ

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action be and hereby is dismissed with prejudice
3 pursuant to Federal Rules of Civil Procedure section 41(a)(1).

4 This stipulation may be executed in counterparts, all of which together shall constitute one
5 original document.

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7 Dated: May 12, 2010

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

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9 By: /S/
Thomas E. Frankovich
10 Attorney for CRAIG YATES and
11 DISABILITY RIGHTS ENFORCEMENT,
12 EDUCATION SERVICES: HELPING YOU HELP
OTHERS

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1 Dated: 5-12, 2010

LAW OFFICES OF MICHAEL DIETRICK,

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4 By: 

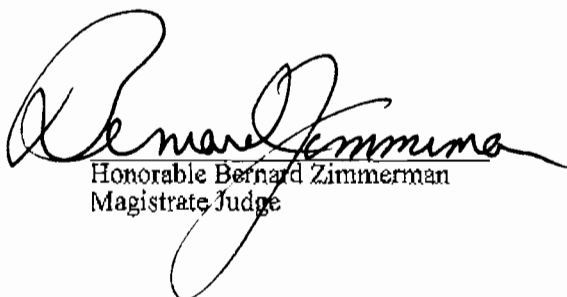
5 Michael Dietrick

6 Attorneys for MILTON LAWRENCE FORMAN
7 and BILLIE JEAN FORMAN, as CO-TRUSTEES of
8 the FORMAN FAMILY TRUST DATED
9 NOVEMBER 3, 1990 a.k.a. THAI ISSAN

10 **ORDER**

11 **IT IS HEREBY ORDERED** that this matter is dismissed with prejudice pursuant to
12 Fed.R.Civ.P.41(a)(1). **IT IS FURTHER ORDERED** that the Court shall retain jurisdiction for the
13 purpose of enforcing the parties' Settlement Agreement and General Release should such
14 enforcement be necessary.

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16 Dated: 19 May, 2010

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18 Honorable Bernard Zimmerman
19 Magistrate Judge
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